

ASSIGNED

Serial No. **46607**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **FEB 3 1983**

Returned to applicant for correction

Corrected application filed **APR 7 1983** under 46606

The applicant **Max W. & Frances M. Schlutsmeier and Kit C. & Melba Jo Medlin**

91 Star Route 24 of **Wellington**
Street and No. or P.O. Box No. City or Town

Nevada 89444 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit 25690, Certificate 9215**
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is **Underground**
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **1.38 c.f.s.**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **Irrigation and Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for **Irrigation and Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point **SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, T.11 N., R.23 E.,**
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B. & M., or at a point from which the W $\frac{1}{4}$ corner of Section 13, T.11 N.,
distance to a section corner. If on unsurveyed land, it should be stated.
R.23 E., M.D.B. & M. bears South 10°57'41" West, 6642 feet.

6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, T.11 N., R.23 E.,**
If point of diversion is not changed, do not answer.
M.D.B. & M., or at a point from which the W $\frac{1}{4}$ corner of Section 13, T.11 N.,
R.23 E., M.D.B. & M. bears South 1°05'10" West, 5177.72 feet.

7. Proposed place of use **Portions NW $\frac{1}{4}$ NW $\frac{1}{4}$ (36.05 ac.), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (34.72 ac.), SW $\frac{1}{4}$ NW $\frac{1}{4}$**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
(10.28 ac.), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (9.88 ac.), Section 12, T.11 N., R.23 E., M.D.B. & M.

8. Existing place of use **NW $\frac{1}{4}$ NW $\frac{1}{4}$ (32 ac.), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (32 ac.), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (39 ac.), SE $\frac{1}{4}$ NW $\frac{1}{4}$**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
(32 ac.), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (40 ac.), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (38 ac.), SW $\frac{1}{4}$ SW $\frac{1}{4}$ (33.87 ac.), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (33.86
manner of use of irrigation permit, describe acreage to be removed from irrigation.
ac.), Section 12, T.11 N., R.23 E., M.D.B. & M.

9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day

10. Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Drilled well, pump and motor, pipelines and sprinkler system.**
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works **Well completed**

13. Estimated time required to construct works **16" diameter well with electric motor and pump**
(ref. Well log #9276 and Proof of Completion under 25543).

14. Estimated time required to complete the application of water to beneficial use..... 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

C.F.S. to be changed under Item #2 and acreages in SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12 described under Item #8 above include amounts reverting to Permit 25690 by separate withdrawals of portions of Permit 40400 per letters from Schlutsmeier & Medlin (dated Aug. 13, 1982) and Casebolt (dated Sept. 20, 1982).

By s/Brian A. Randall
Brian A. Randall, Resource Concepts, Inc.
340 North Minnesota Street
Carson City, Nevada 89701

Compared bc/bl gcr/bc

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 25690, Certificate 9215 is issued subject to the terms and conditions imposed in said Permit 25690, Certificate 9215 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The place of use of this permit is limited to 36.05 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$; 34.72 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$; 10.28 acres in the N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$; and 9.88 acres in the N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Section 12, T. 11 N., R. 23 E., M.D.B.&M., a total of 90.93 acres.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.38 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 363.72 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 27, 1985

Proof of completion of work shall be filed before May 27, 1985

Application of water to beneficial use shall be made on or before April 27, 1986

Proof of the application of water to beneficial use shall be filed on or before May 27, 1986

Map in support of proof of beneficial use shall be filed on or before May 27, 1986

Completion of work filed DEC 5 1984 IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed DEC 5 1984 my office, this 15th day of November

Cultural map filed APR 7 1989

Certificate No. 11906 Issued JUN 13 1985 A.D. 19 84